

ORDINANCE NO. JO-013-2021

**A JOINT ORDINANCE OF THE LAFAYETTE CITY COUNCIL AND THE
LAFAYETTE PARISH COUNCIL DECLARING THE SAFE ROUTES TO SCHOOL
PROJECT H.006538 A PUBLIC NECESSITY AND AUTHORIZING THE
ACQUISITION OF THE NECESSARY RIGHTS-OF-WAY, IMMOVABLE PROPERTY
AND OTHER PROPERTY RIGHTS REQUISITE TO THE CONSTRUCTION OF SAID
PROJECT, EITHER ON AN AMICABLE BASIS OR THROUGH THE USE OF THE
EXPROPRIATION PROCESS, IF NECESSARY**

BE IT ORDAINED by the Lafayette City Council and the Lafayette Parish Council, that:

WHEREAS, the Lafayette City Council and the Lafayette Parish Council have declared the Safe Routes to School Project H.006538 (hereinafter referred to as "Project") a public necessity; and

WHEREAS, the public purpose to be served by the construction of said Project is to provide for the improvement of pedestrian access, as well as, public safety; and

WHEREAS, the proposed Project limits are shown on the attached Exhibit "A" and will primarily entail, but may not be entirely limited to, the design and construction of a series of sidewalks in the area; and

WHEREAS, engineering work has progressed to a point wherein it is determined that certain tracts of land or portions thereof will be required for construction of the Project.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Lafayette City Council and the Lafayette Parish Council, that:

SECTION 1: All of the aforescribed "Whereas" clauses are adopted as part of this ordinance.

SECTION 2: The Lafayette Mayor-President is hereby authorized to acquire such land, immovable property, rights-of-way, servitudes, or other property rights as are determined to be necessary under good engineering standards to provide for the construction of said project; and he is authorized to do so on an amicable basis or by the proper use of the power of expropriation granted to municipalities under applicable state law. In pursuing said land, immovable property, right-of-way acquisitions, he is authorized to acquire said land, immovable property, right-of-way and to settle the matters thus presented, on such terms and conditions as he shall deem proper and in the best interest of the Lafayette City-Parish Consolidated Government.

SECTION 3: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 4: After first having been adopted by a majority of the authorized membership of both the Lafayette Parish Council and the Lafayette City Council, this joint ordinance shall become effective upon signature of this joint ordinance by the Lafayette Mayor-

President, the elapse of ten (10) days after receipt by the Lafayette Mayor-President without signature or veto, or upon override of a veto, whichever occurs first.

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FEB 25 2021

Lafayette Consolidated Government
Chief Administrative Officer**Internal Memorandum****Traffic, Roads, & Bridges Department**
Office of the Director (5102)

TO: Cydra Wingerter
FROM: Warren Abadie
SUBJECT: Safe Routes to School H.006538 Public Necessity
Agenda Item

DATE: February 23, 2021

Plans for the referenced project have reached a point where it is in order to have an ordinance declaring public necessity adopted to request agreements for rights-of-entry. The project will entail constructing a series of sidewalks near five public schools. The objective of the project is to improve pedestrian access.

If you concur, please place the next appropriate Council agenda.

Should you have any questions, please do not hesitate to contact our office.



Warren Abadie, P.E.
Director of Traffic, Roads, & Bridges

WA/TS/ts

C: Project File

AGENDA ITEM SUBMITTAL FORM

1) JUSTIFICATION FOR REQUEST: An ordinance of the Lafayette City Council and the Lafayette Parish Council declaring the Safe Routes to School Project H.006538 a public necessity and authorizing the acquisition of the necessary rights-of-way, immovable property and other property rights requisite to the construction of said project, either on an amicable basis or through the use of the expropriation process if necessary.

2) ACTION REQUESTED: Adoption of ordinance

3) REQUESTED ACTION OF COUNCIL:

A) INTRODUCTION: March 23, 2021

B) FINAL ADOPTION: April 6, 2021

4) DOCUMENTATION INCLUDED WITH THIS REQUEST:

A) Cover Memo from Director (1 page)

B) Submittal Item Justification Form (1 page)

C) Ordinance (2 pages)

D) Exhibit A (1 page)

5) FISCAL IMPACT:

 Fiscal Impact (Explain)

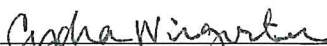
 X No Fiscal Impact

RECOMMENDED BY:



Director of Traffic, Roads, & Bridges

APPROVED FOR AGENDA:



Chief Administrative Officer